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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

MILLER ET AL.

Serial No.: 10/083,017

Filed: February 26, 2002

Confirmation No.: 4317

Atty. File No.: 45568-000425

For: "METHOD AND SYSTEM FOR
EXTERNAL ASSESSMENT OF HEARING
AIDS THAT INCLUDE IMPLANTABLE
ACTUATORS"

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.138 and MPEP 711.01, Applicant hereby expressly abandons the above-mentioned U.S. patent application. The expressly abandoned U.S. Patent Application Serial No. 10/083,017 has an outstanding Office Action dated May 13, 2004.

Respectfully submitted,

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Date: 11/12/04

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON 11/12/04.

MARSH FISCHMANN & BREYFOGLE, LLP

BY: Natalie Galt